



PATENT  
Docket No.: P-9492.00US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Martin T. Gerber et al.      Group Art Unit: 3762  
Application No.: 10/698,291      Examiner:  
Filed: October 31, 2003      Due Date:  
For: Implantable Stimulation Lead With Fixation Mechanism

**CERTIFICATE OF MAILING OR TRANSMISSION** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on May 19, 2005.

  
Jodi Nickel

**TRANSMITTAL LETTER**

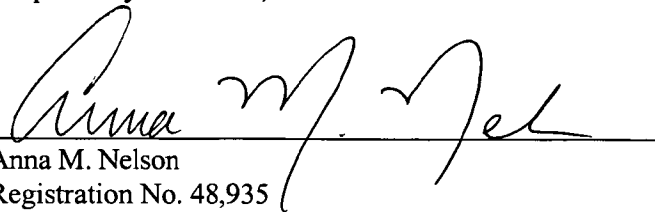
Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Enclosed for filing in the above-identified application are the following:

- ☒ Information Disclosure Statement
  - ☒ PTO Form 1449
  - ☒ Cited References
- ☒ Return Receipt Postcard
- ☒ The Commissioner is hereby authorized to charge or credit any deficiencies or overpayments, which may have been overlooked on this Transmittal Letter with regard to this filing, to Deposit Account No. 13-2546. A duplicate of this Transmittal Letter is enclosed.

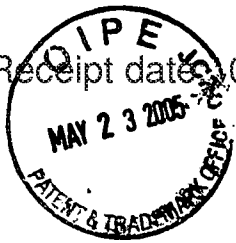
Respectfully submitted,

Date: May 19, 2005

  
Anna M. Nelson  
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Receipt date: 05/23/2005

10698291 - GAU: 3762

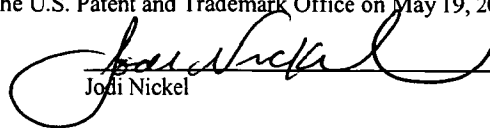


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Jodi Nickel

Dear Sir:

In compliance with the duty of disclosure under 37 CFR §1.56, and in accordance with the practice under 37 CFR §1.97 and §1.98, the Examiner's attention is directed to the documents listed on the enclosed modified Form PTO-1449. No inference should be made that the cited references are in fact material, are in fact prior art, or that no better art exists. The cited patents are listed in numerical order and are not in any order based on their pertinence.

The above-identified application *was filed* after June 30, 2003. Therefore, pursuant to the waiver of the requirement under 37 CFR 1.98 (a)(2)(i) as stated in a Pre-OG Notice dated July 11, 2003, copies of only the foreign patent documents and non-patent literature listed on the enclosed modified Form PTO-1449 are attached.

This Information Disclosure Statement is being filed more than three months after the United States filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Action under §1.113 or Notice of Allowance under §1.311 (37 CFR §1.97(c)).

Accompanying this transmittal is the \$180.00 fee set forth in 37 CFR §1.17(p) for submission of an Information Disclosure Statement under §1.97(c).

05/24/2005 RFEKADU1 00000001 132546 10698291  
01 FC:1806 180.00 DA

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /GM/

Receipt date: 05/23/2005

10698291 - GAU: 3762

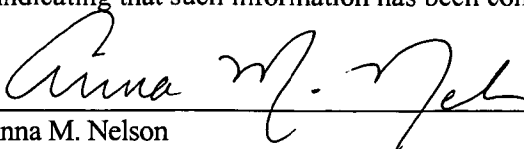
*Application No.: 010/698,291*  
*Information Disclosure Statement*

*Page 2*

The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account 13-2546.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Date: May 18, 2005



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Form 1449\*

**INFORMATION DISCLOSURE  
STATEMENT**

**IN AN APPLICATION**

(Use several sheets if necessary)

Docket Number:

P9492.00

Application Number:

10/698,291

Applicant:

Martin T. Gerber and John M. Swoyer

Filing Date:

October 31, 2005

Group Art Unit:

3762

Examiner Name:

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Issue/Document Publication Date	Name	Filing Date If Appropriate
	20030045919	03/06/2003	Swoyer et al.	
	20020161423	10/31/2002	Lokhoff et al.	
	6,360,750	03/26/2002	Gerber et al.	
	6510347	1/21/2003	Borkan	

**FOREIGN PATENT DOCUMENTS**

Examiner Initial	Document Number	Publication Date	Country	Translation	
				Yes	No

**OTHER DOCUMENTS (Including Authors, Title of Item, Page(s), Vol/Issue No., Publisher, Place of Publication)**

	<p>"Bagley Helical Baskets,"  <a href="http://www.bsci.com/prod_db_mv/se...on=displayUnique&amp;product_row_id=51">http://www.bsci.com/prod_db_mv/se...on=displayUnique&amp;product_row_id=51</a>, 1 pg.</p>
	<p>"Pursuer™ Helical Baskets,"  <a href="http://www.bsci.com/prod_db_mv/se...ion=showDiagrams&amp;product_row_id=52">http://www.bsci.com/prod_db_mv/se...ion=showDiagrams&amp;product_row_id=52</a>, 1 pg.</p>
	<p>"Gemini™ Paried Wire Helical Baskets,"  <a href="http://www.bsci.com/prod_db_mv/se...ion=showDiagrams&amp;product_row_id=50">http://www.bsci.com/prod_db_mv/se...ion=showDiagrams&amp;product_row_id=50</a>, 2 pgs.</p>

**EXAMINER**

/George Manuel/

**Date Considered**

04/01/2009

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Based on Form PTO-FB-A820

Patent and Trademark Office, U.S. Department of Commerce

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /GM/